

**U.S. Department of Labor**

Office of Federal Contract  
Compliance Programs  
200 Constitution Avenue, N.W.  
Washington, D.C. 20210



**MAY 02 2019**

Beryl Lipton  
Staff Reporter  
MuckRock News  
DEPT MR 70821  
411A Highland Ave  
Somerville, MA 02144-2516

RE: Freedom of Information Act Request – Tracking No. 875982

Dear Ms. Lipton:

This letter is a final response to your Freedom of Information Act (FOIA) request submitted to the Office of Federal Contract Compliance Programs (OFCCP) on March 25, 2019. Please refer to the above-referenced tracking number in any future correspondence regarding your FOIA request.

Your FOIA, as we understand it, is detailed in Attachment A. Our response is in Attachment B.

We consider you to be a representative of the news media as defined by the U.S. Department of Labor FOIA regulations at 29 CFR § 70.40(c)(3), therefore, only reproduction costs will be assessed, excluding charges for the first 100 pages. We determined that the costs were de minimis and are not charging you for this request.

We believe we are being responsive to your request. Should you have questions regarding your request, please contact this office at (202) 693-0101 or by email at [OFCCP\\_NO\\_FOIA@dol.gov](mailto:OFCCP_NO_FOIA@dol.gov).

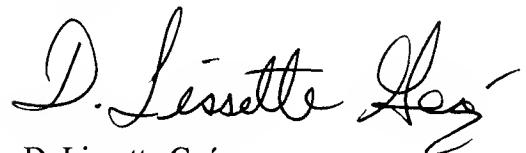
If you need further assistance or would like to discuss any aspect of your request, please do not hesitate to contact the DOL FOIA Public Liaison, Thomas Hicks, at (202) 693-5427.

Alternatively, you may contact the Office of Government Information Services within the National Archives and Records Administration (OGIS) to inquire about the mediation services they offer. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road, College Park, MD 20740-6001. You can also reach that office by e-mail at [ogis@nara.gov](mailto:ogis@nara.gov), by phone at (202) 741-5770, by fax at (202) 741-5769, or by calling toll-free at (877) 684-6448.

If you are not satisfied with the response to this request, you may administratively appeal by writing to the Solicitor of Labor within 90 days from the date of this letter. The appeal must state in writing the grounds for the appeal, and it may include any supporting statements or arguments, but such statements are not required. In order to facilitate processing of the appeal, please

include your mailing address and daytime telephone number, as well as a copy of the initial request and copy of this letter. The envelope and letter of the appeal should be clearly marked "Freedom of Information Act Appeal." Any amendment to the appeal must be made in writing and received prior to a decision. The appeal should be addressed to the Solicitor of Labor, Division of Management and Administrative Legal Services, U.S. Department of Labor, 200 Constitution Avenue, NW, Room N2420, Washington, DC 20210. Appeals may also be submitted by email to [foiaappeal@dol.gov](mailto:foiaappeal@dol.gov). Appeals submitted to any other email address will not be accepted.

Sincerely,

A handwritten signature in black ink, appearing to read "D. Lissette Geán". The signature is fluid and cursive, with "D. Lissette" on the top line and "Geán" on the bottom line.

D. Lissette Geán  
Special Assistant

Attachment

## **Attachment A**

### **I. Budget Materials**

- A. For the years 2017, 2018, and 2019, all budget materials or plans applicable to offices responsible for processing and response to FOIA requests and appeals submitted to this Bureau and its offices.

### **II. Staffing orders/reports/contacts**

- A. For the years 2017 and 2018, staffing reports and plans, including the count of employee numbers and for offices responsible for processing and responses to FOIA requests and appeals submitted to this Bureau and its offices.
  - 1. If this report is available in a form that includes the total number of hours worked for FOIA personnel, that version would be preferred.
  - 2. If reports are available for each month, that version is preferred.
- B. All staffing reports and plans for the year 2019
  - 1. If reports are available for each month, such a version is preferred.
- C. Contact information, including email addresses and phone numbers (if available), for each FOIA officer currently tasked with an open public records request

### **III. FOIA Requester Categories**

- A. For the years 2017 and 2018, the designated category of each requester of a FOIA request to this office, including those assigned to the following categories:
  - 1. commercial;
  - 2. educational and noncommercial scientific institutions;
  - 3. representative of news media requester;
  - 4. all other requesters
- B. If this information is kept in an aggregate form including the number of requesters by fee category by year, a copy of this report will suffice to fulfill this element of the request.

### **IV. FOIA Fee Waivers**

- A. For the years 2017 and 2018, the number of fee waivers granted by this office and, if available, the tracking numbers for the FOIA requests to which waivers were granted

**V. FOIA Fee Collection**

- A. For the years 2017 and 2018, any report capturing the following information:
1. total estimated processing and copy fees quoted to FOIA requesters
  2. total processing and copy fees collected by this Bureau from each fee category
- B. If this information is kept in an aggregate form, such as a FOIA log, that material would be sufficient to satisfy the bullet points “FOIA requester categories” and “FOIA fee collection” if it captures the following information:
1. FOIA tracking number
  2. requester fee category
  3. amount processing and copy fees associated with the request
  4. the status of the requester’s payment for the request

## Attachment B

### I. Budget Materials

There are no specific line items for 2017, 2018, and 2019 budget materials or plans applicable to offices responsible for processing FOIA requests and appeals. However, the following information is available on publically accessible websites:

- FY 2019 U.S. Department of Labor Budget In Brief

<https://www.dol.gov/sites/dolgov/files/general/budget/2019/FY2019BIB.pdf>

OFCCP	2017 Enacted	2018 Full Year Continuing Resolution	2019 Requested
Total Budget Authority	\$104,476	\$103,767	\$91,000
Total FTE	563	525	450

- U.S. Department of Labor FY 2019 Operating Plan

<https://www.dol.gov/sites/dolgov/files/general/budget/2019/FY2019OperatingPlanAPT.pdf>

### II. Staffing orders/reports/contacts

OFCCP found no responsive documents for 2017 and 2018 staffing reports and plans, including the count of employee numbers and for offices responsible for processing and responses to FOIA request and appeals. However, we have included the agency's FOIA contacts in response to item "C" below. Also, the following information is available from the 2017 and 2018 U.S. Department of Labor (U.S. DOL) Annual FOIA Reports at <https://www.dol.gov/sol/foia/reports.htm>.

### IX. FOIA PERSONNEL AND COSTS (OFCCP)

Year	PERSONNEL			COSTS		
	Number of "Full-Time FOIA Employees"	Number of "Equivalent Full-Time FOIA Employees"	Total Number of "Full-Time FOIA Staff"	Processing Costs	Litigation-Related Costs	Total Costs
2018	1	4.89	5.89	\$713,007	\$0.00	\$713,007
2017	1	4.95	5.95	\$595,942.09	\$0.00	\$595,942.09

There are no responsive documents for 2019 staffing reports and plans.

Contact information for OFCCP FOIA personnel:

<b>National Office</b>	
<b>Bruce Andersen</b> National Office FOIA Coordinator U.S. Department of Labor Office of Federal Contract Compliance Programs 200 Constitution Avenue, NW, Room C3325 Washington, DC 20210 Phone: (202) 693-0101 Fax: (202) 693-1305 Email:ofccp_no_foia@dol.gov	
<b>Mid-Atlantic Region</b>	<b>Pacific Region</b>
<b>Vondel Davis</b> Regional FOIA Contact U.S. Department of Labor OFCCP Mid-Atlantic Regional Office Curtis Center, Suite 650 South 170 S. Independence Mall West Philadelphia, PA 19106-3323 Phone: (215) 861-5765 Fax: (215) 861-5769 Email:ofccp-ma-foia@dol.gov	<b>Christopher Roberts</b> Regional FOIA Contact U.S. Department of Labor OFCCP Pacific Regional Office 90 Seventh Street, Suite 18-300 San Francisco, CA 94103-1516 Phone: (415) 625-7800 Fax: (415) 625-7799 Email:ofccp-pa-foia@dol.gov
<b>Midwest Region</b>	<b>Southeast Region</b>
<b>Henrietta Brinson</b> Regional FOIA Contact U.S. Department of Labor OFCCP Midwest Regional Office 230 South Dearborn Street, Room 570 Chicago, IL 60604-1520 Phone: (312) 596-7010 Fax: (312) 596-7036 Email:ofccp-mw-foia@dol.gov	<b>Felipe Serrano</b> Regional FOIA Contact U.S. Department of Labor OFCCP Southeast Regional Office 61 Forsyth Street, SW, Room 7B75 Atlanta, GA 30303-8906 Phone: (404) 893-4545 Fax: (404) 893-4546 Email:ofccp-se-foia@dol.gov
<b>Northeast Region</b>	<b>Southwest and Rocky Mountain Region</b>
<b>Vincent Deleva</b> Regional FOIA Contact U.S. Department of Labor OFCCP Northeast Regional Office 201 Varick Street, Room 750 New York, NY 10014 Phone: (646) 264-3170 Fax: (646) 264-3009 Email:ofccp-ne-foia@dol.gov	<b>Matthew Thomas</b> Regional FOIA Contact U.S. Department of Labor OFCCP SWARM Regional Office 525 South Griffin Street, Room 840 Dallas, TX 75202-5092 Phone: (972) 850-2550 Fax: (972) 850-2552 Email:ofccp-sw-foia@dol.gov

### **III. FOIA Requester Categories**

OFCCP does not retain designated category information of each FOIA request in the format requested. However, the following information is available from the 2017 and 2018 U.S. DOL Annual FOIA Reports at <https://www.dol.gov/sol/foia/reports.htm>.

<b>FISCAL YEAR</b>	<b>OFCCP Number of Requests Received in Fiscal Year</b>	<b>OFCCP Number of Requests Processed in Fiscal Year</b>
2017	179	187
2018	223	218

### **IV. FOIA Fee Waivers**

The following information is available on FOIA fee waivers for 2017 and 2018 from the U.S. DOL Annual FOIA Reports at <https://www.dol.gov/sol/foia/reports.htm>.

<b>FISCAL YEAR</b>	<b>OFCCP Number of Fee Waivers Granted</b>
2017	1
2018	2

### **V. FOIA Fee Collection**

Information on FOIA fees for the years 2017 and 2018 is available in the U.S. DOL Annual FOIA Reports, at <https://www.dol.gov/sol/foia/reports.htm>.

<b>FISCAL YEAR</b>	<b>OFCCP FOIA Fees Billed</b>	<b>OFCCP FOIA Fees Collected</b>
2017	\$ 3,070.46	\$ 988.40
2018	\$ 4,249.25	\$1,489.25

- B. There are no responsive documents for FOIA fees billed and collected retained in a FOIA log. However, please refer to response "A" above.